IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 1497 of 1997

For Approval and Signature:

HONOURABLE MR.JUSTICE M.R. SHAH

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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THAKORBHAI T SONI - Petitioner(s)
Versus
MUNICIPAL CORPORATION OF AHMEDABAD. - Respondent(s)

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Appearance :
MR PRAFUL J BHATT for Petitioner(s) : 1,
TANNA ASSOCIATES for Respondent(s) : 1,

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CORAM : HONOURABLE MR.JUSTICE M.R. SHAH

Date : 13/12/2006

ORAL JUDGMENT

1.By way of this petition under Article 226 of the Constitution of India, the petitioner – Ex-employee of Ahmedabad Municipal Corporation has prayed for an appropriate writ, direction and/or order directing the

respondent corporation to pay the amount of leave encashment and gratuity as directed by this Court in Special Civil Application No.1079 of 1995.

2.Today, when the matter is called out, Ms. Keravalla, learned advocate appearing for the respondent corporation has produced on record one communication dated 14.11.2006 pointing out that the petitioner has already been paid the dues which were required to be paid. The xerox copy of the said communication is directed to be taken on record. It appears that the aforesaid amount has been paid in the year 1997.

3.In view of the above, no further order is required to be passed as the grievance does not survive. Accordingly, this Special Civil Application is disposed of. Rule is discharged. However, there shall be no order as to costs.

[M.R.SHAH, J.]

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